

# SUPREME COURT OF VIRGINIA



SUPREME COURT BUILDING  
100 NORTH NINTH STREET  
RICHMOND, VIRGINIA 23219  
(804) 786-2259

## **Granted Appeal Summary**

### **Case**

ANN M. MORRIS, ET AL. v. WELLS FARGO BANK, NATIONAL ASSOCIATION, D/B/A WELLS FARGO BANK, N.A., ET AL.  
(Record Number 210026)

### **From**

The Circuit Court of the City of Richmond; D. Cheek, Judge.

### **Counsel**

Henry W. McLaughlin (The Law Office of Henry McLaughlin, P.C.) for appellants.

Alison Wickizer Toepp and Douglas E. Pittman (Reed Smith LLP) for appellees.

### **Assignment of Error**

The Circuit Court of the City of Richmond, Virginia (“trial court”) erred in that court’s ruling on September 22, 2020 for denial of a motion by appellants, Ann M. Morris and Ernest C. Morris (“the Morrisses”) seeking a final appealable order in this case and in entering an order on October 7, 2020 (“the October 7, 2020 order”) denying such motion. Such ruling and order constituted a holding by the trial court that it had entered a final appealable order in this case in 2017. Such was error because the trial court never entered any final order pursuant to Rule 1:1 of the Rules of this Court because the trial court never entered any order that adjudicated claims by appellee Sunny Day Properties, LLC (“Sunny Day”) seeking judgment against the Morrisses for rental value and attorney’s fees.